

Message Text

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PAGE 01 BONN 07345 01 OF 02 191756Z
ACTION EB-08

INFO OCT-01 EUR-12 ISO-00 CAB-05 CIAE-00 COME-00
DODE-00 DOTE-00 INR-10 NSAE-00 FAA-00 L-03 INRE-00
SSO-00 NSCE-00 IO-14 OIC-02 CTME-00 TRSE-00 /055 W
-----083712 191804Z /43

O R 191739Z APR 78
FM AMEMBASSY BONN
TO SECSTATE WASHDC IMMEDIATE 7862
INFO AMEMBASSY PARIS
AMEMBASSY THE HAGUE
AMEMBASSY BRUSSELS
AMEMBASSY ROME
AMEMBASSY BERN
AMEMBASSY STOCKHOLM
AMEMBASSY COPENHAGEN
AMEMBASSY OSLO
USMISSION USBERLIN

UNCLAS SECTION 01 OF 02 BONN 07345

E.O. 11652:N/A
TAGS: EAIR, GW
SUBJECT: CIVAIR: US-FRG AVIATION CONSULTATIONS

RE: A. STATE 86956 B. STATE 91741

L. FOLLOWING IS TEXT OF MEMORANDUM OF CONSULTATIONS
AGREED TO APRIL L9, L978 BY US AND FRG DELEGATIONS
TO BI-LATERAL CIVIL AIR NEGOTIATIONS. US DELEGATION
CHAIRMAN'S COMMENTS FOLLOW SEPTTEL. QUOTE:

MEMORANDUM OF CONSULTATION
DELEGATIONS REPRESENTING THE GOVERNMENTS OF THE
FEDERAL REPUBLIC OF GERMANY (FRG) AND THE UNITED
STATES OF AMERICA (US) MET IN BONN ON APRIL 17 - 19,
1978, TO REVIEW A NUMBER OF BILATERAL AIR TRANSPORT
MATTERS. THE PARTICIPANTS ARE LISTED IN ATTACHMENT A.
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PAGE 02 BONN 07345 01 OF 02 191756Z

FOR THE PURPOSE OF RESOLVING CERTAIN EXISTING DISPUTES
AND OF FACILITATING THE NEGOTIATIONS REFERRED TO IN
PARAGRAPH 5 BELOW, THE TWO GOVERNMENTS HAVE AGREED TO
THE FOLLOWING TEXT:

1. THE REPRESENTATIVES OF THE FEDERAL REPUBLIC OF
GERMANY HAVE AGREED TO WITHDRAW OBJECTIONS TO THE PAN
AMERICAN WORLD AIRWAYS (PAN AM) SUMMER SCHEDULE L978

REGARDING THE CHANGE OF GAUGE AT FRANKFURT FOR ITS OPERATION TO AND FROM BELGRADE, AND ALSO TO WITHDRAW OBJECTIONS TO PAN AM'S OPERATING THE FRANKFURT-BELGRADE ROUTE WITH THREE FLIGHTS WEEKLY IN EACH DIRECTION FOR THE 1978 SUMMER SEASON.

2. THE REPRESENTATIVES OF THE FEDERAL REPUBLIC OF GERMANY HAVE AGREED TO WITHDRAW THE REQUEST ALSO MADE WITH REGARD TO PAN AM'S SUMMER SCHEDULE 1978 THAT PAN AM REDUCE ITS DAILY B-747 FREQUENCY ON ITS ROUND-THE-WORLD SERVICE, SERVING FRANKFURT, TEHRAN, HONG KONG, AND OTHER POINTS.

3. WITH RESPECT TO THE HOLIDAY FARE, THE REPRESENTATIVES OF THE FEDERAL REPUBLIC OF GERMANY STATED, AFTER DISCUSSION, THAT THEY WOULD ALLOW THE FARE TO BE OFFERED DURING THE 1978 SUMMER SEASON BY THE DESIGNATED AIRLINES OF EACH COUNTRY ON DIRECT, SINGLE-FLIGHT-NUMBER SERVICES BETWEEN AUTHORIZED POINTS IN THE COUNTRIES OF THE TWO PARTIES. ADDITIONALLY, US AIRLINES MAY OFFER DURING THIS PERIOD THE FARE FOR INTRA-CARRIER CONNECTING SERVICES BETWEEN THE TWO COUNTRIES PROVIDED THAT (1) THE CONNECTION OCCURS EITHER WITHIN THE UNITED STATES OR AT LONDON, AND (2) THAT LUFTHANSA PROVIDES DIRECT SERVICE BETWEEN THE POINTS IN QUESTION.
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PAGE 03 BONN 07345 01 OF 02 191756Z

THE US DELEGATION EXPRESSED ITS VIEW THAT ALL AFFECTED AIRLINES SHOULD HAVE THE OPPORTUNITY TO INSTITUTE COMPETITIVE FARES AND TO PARTICIPATE IN THE CARRIAGE OF HOLIDAY FARE TRAFFIC BETWEEN THE UNITED STATES AND THE FEDERAL REPUBLIC OF GERMANY. WHILE RECOGNIZING THAT THE LIBERALIZED FRG POSITION WAS A CONSTRUCTIVE STEP, THE US DELEGATION RESERVED ITS POSITION AND STATED THAT IT WOULD WISH TO CONSULT FURTHER WITH THE AUTHORITIES OF THE FEDERAL REPUBLIC OF GERMANY ON THIS POINT.

4. THE US DELEGATION EXPRESSED ITS SERIOUS CONCERN ABOUT A REPORT THAT THE CUSTOMS OFFICERS AT THE PAN AM - SEABOARD CARGO TERMINAL AT FRANKFURT WERE TO BE WITHDRAWN EFFECTIVE OCTOBER 1, 1978. THE PARTIES AGREED TO ASCERTAIN RELEVANT FACTS AND TO REVIEW THE MATTER FURTHER AT A FUTURE DATE.

5. THE GERMAN DELEGATION EMPHASIZED THE NEED TO REVIEW THE BILATERAL AIR TRANSPORT AGREEMENT WITH THE ATTACHED ROUTE SCHEDULE AND EXPLAINED IN DETAIL ITS PROPOSALS FOR AMENDMENT. BOTH SIDES AGREED

THAT SUCH A REVIEW SHOULD INCLUDE LIBERALIZED
CHARTERWORTHINESS RULES, LOW FARE POLICIES, AND

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PAGE 01 BONN 07345 02 OF 02 191758Z
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UNCLAS SECTION 02 OF 02 BONN 07345

INCREASED OPERATING FLEXIBILITY FOR SCHEDULED
CARRIERS. THE PARTIES AGREED TO HOLD FURTHER
CONSULTATIONS ON THESE SUBJECTS AT AN EARLY DATE.
THE US DELEGATION UNDERTOOK TO PROPOSE A DATE IN
THE NEAR FUTURE.

6. THE GERMAN DELEGATION STATED THAT IT MADE THE
ABOVE CONCESSIONS (PARAGRAPH 1 TO 3) IN THE EXPECTATION
THAT IN THE FORTHCOMING NEGOTIATIONS THE EXISTING
LACK OF OPPORTUNITIES FOR THE GERMAN DESIGNATED
SCHEDULED AIRLINE WOULD BE SATISFACTORILY DEALT WITH.

7. THE US DELEGATION STATED ITS VIEW THAT THE ACTIONS
TAKEN BY THE FRG AUTHORITIES IN PARAGRAPHS
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PAGE 02 BONN 07345 02 OF 02 191758Z

1 TO 3 ABOVE SHOULD NOT BE REGARDED AS CONCESSIONS,
AND WAS DISAPPOINTED THAT ADDITIONAL ISSUES COULD NOT
BE RESOLVED. THE US DELEGATION STATED, HOWEVER, THAT
IT INTENDED TO APPROACH FUTURE NEGOTIATIONS WITH A
CONSTRUCTIVE ATTITUDE.

DONE AT BONN, APRIL 19, 1978.

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